KA / BG-GPO/2515/WPP-47/2006-2008



ಕರ್ನಾಟಕ ರಾಜ್ಯಪತ್ರ

ಅಧಿಕೃತವಾಗಿ ಪ್ರಕಟಿಸಲಾದುದು

ಸಂಪುಟ ೧೪೨	ಬೆಂಗಳೂರು, ಗುರುವಾರ, ಮಾರ್ಚ್ ೮, ೨೦೦೭ (ಫಾಲ್ಗುಣ ೧೭, ಶಕ ವರ್ಷ ೧೯೨೮)	ಸಂಚಿಕೆ ೧೦

ಭಾಗ - ೪

ರಾಜ್ಯದ ವಿಧೇಯಕಗಳ ಮತ್ತು ಅವುಗಳ ಮೇಲೆ ಪರಿಶೀಲನಾ ಸಮಿತಿಯ ವರದಿಗಳು, ರಾಜ್ಯದ ಅಧಿನಿಯಮಗಳು ಮತ್ತು ಅಧ್ಯಾದೇಶಗಳು, ಕೇಂದ್ರದ ಮತ್ತು ರಾಜ್ಯದ ಶಾಸನಗಳ ಮೇರೆಗೆ ರಾಜ್ಯ ಸರ್ಕಾರವು ಹೊರಡಿಸಿದ ಸಾಮಾನ್ಯ ಶಾಸನಬದ್ಧ ನಿಯಮಗಳು ಮತ್ತು ರಾಜ್ಯಾಂಗದ ಮೇರೆಗೆ ರಾಜ್ಯಪಾಲರು ಮಾಡಿದ ನಿಯಮಗಳು, ಹಾಗೂ ಕರ್ನಾಟಕ ಉಚ್ಚ ನ್ಯಾಯಾಲಯವು ಮಾಡಿದ ನಿಯಮಗಳು.

ಸಂಸದೀಯ ವ್ಯವಹಾರಗಳು ಮತ್ತು ಶಾಸನ ರಚನೆ ಸಚಿವಾಲಯ
ಅಧಿಸೂಚನೆ
ಸಂಖ್ಯೆ: ಸಂವ್ಯಶಾಇ 53 ಕೇಶಾಪ್ರ 2006 ಬೆಂಗಳೂರು, ದಿನಾಂಕ: 3ನೇ ಜನವರಿ 2007

2006ನೇ ಸಾಲಿನ ಸೆಪ್ಟೆಂಬರ್ 12 ನೇ ದಿನಾಂಕದ ಭಾರತದ ಸರ್ಕಾರದ ಗೆಜೆಟಿನ ವಿಶೇಷ ಸಂಚಿಕೆಯ ಭಾಗ– II ಸೆಕ್ಷನ್ 1ರಲ್ಲಿ ಪ್ರಕಟವಾದ ಈ ಕೆಳಕಂಡ The Salary, Allowances and pension of Members of Parliament (Amendment) Act, 2006 (Act 40 of 2006) ಅನ್ನು ಸಾರ್ವಜನಿಕರ ಮಾಹಿತಿಗಾಗಿ ಕರ್ನಾಟಕ ರಾಜ್ಯ ಪತ್ರದಲ್ಲಿ ಮರು ಪ್ರಕಟಿಸಲಾಗಿದೆ.

THE SALARY, ALLOWANCES AND PENSION OF MEMBERS OF PARLIAMENT (AMENDMENT ACT, 2006

(AS PASSED BY THE HOUSES OF PARLIAMENT)

AN

ACT

further to amend the Salary, Allowances and Pension of Members of Parliament Act, 1954.

Be it enacted by Parliament in the Fifty-seventh Year of the Republic of India as follows:

1. Short title, and commencement: (1) This Act may be called the Salary, Allowances and Pension of Members of Parliament (Amendment) Act, 2006.

(2) Save as otherwise provided, it shall come into force on such date as the Central Government may, by notification in the Official Gazette, appoint; and different dates may be appointed for different provisions of this Act.

2. Amendment of section 3 : In section 3 of the Salary, Allowances and Pension of Members of Parliament Act, 1954 (30 of 1954) (here inafter reffered to as the principal Act),

(a) for the words "at the rate of four thousand rupees per mensem", the words "at the rate of sixteen thousand rupees per mensem" shall be substituted;

(b) for the words "at the rate of four hundred rupees for each day", the words "at the rate of one thousand ruppes for each day" shall be substituted;

(c) for the second and third provisos, the following proviso shall be substituted, namely:

"Provided further that the rates of salary and allowance specified inthis section shall be applicable for a period of five years from the 14th day of September 2006 or until it is refixed, whichever is later."

3. Amendment of section 4 : In section 4 of the Princiapal Act, insub-section (1),

(a) in clause (c), in sub-clause (ii), for the words "at the rate of eight rupees per kilometre", the words "at the rate of thirteen rupees per kilometre" shall be substituted;

(b) after the second proviso, and before the Explanation, the following proviso shall be inserted, namely:

"Provided also that the rate specified in sub-clause (ii) of clause (c) of this sub-section shall be applicable for a period of five years from the date of commencement of the Salary, Allowances and Pension of Members of Parliament (Amendment) Act, 2006".

(c) in sub-section (2), after the second proviso, the following proviso shall be inserted namely:

"Provided also that the first proviso shall not be applicable to a member who, in the opinion of the Chairman of the Council of States or, as the case may be, the Speaker ofthe House of the People, is so incapacited physically and cannot travel by air or train."

4. Amendment of section 5 : In section 5 of the principal Act,

(a) in sub-section (1A), for the words "seven days" the words "five days" shall be substituted;

(b) in sub-section (2),

(i) for the first proviso, the following proviso shall be substituted, namely:

" Provided that the total number of such journeys under this sub-section shall be thirty-four journeys per year",

(ii) in the second proviso, for the words "less than thirty-two", the words "less than thirty-four" shall be substituted;

(iii) in the third proviso, for the words "thirty-two journeys", the words "thirty-four journeys" shall be substituted;

(iv) after the third proviso, the following proviso shall be inserted, namely:

"Provided also that in case any member avails a total number of journeys by air more than thirty-four, such journeys permissible to him, in the year, he may be allowed to not exceeding eight such journeys from the entitled number of journeys which may accrue in his credit in the next following year",

(c) after sub-section (2) and before Explanation I, the following sub-section shall be inserted, namely:

"(3) Notwithstanding anything contained in sub-section (2), there shall be paid to a member who, in the opinion of the Chairman of the Council of States or, as the case may be, the Speaker of the House of the People, is so incapacitated physically and therefore cannot perform air or train journey, road mileage for the entire road journey",

(d) in Explanation III, for the words "thirty-two journeys" the words "thirty-four journeys" shall be substituted.

5. Amendment of section 6D : Insection 6D of the principal Act, after clause (ii), the following clause shall be added and shall be deemed to have been added with effect from the 17th day of May , 2004, namely:

"(iii) by road as is referred to in section 4 or section 5, be entitled to an amount equal to one road mileage",

6. Amendment of section 7 : In section 7A of the principal Act for the words"seven days" the words five days shall be substituted,

7. Amendment of 8A : Insection 8A of the principal Act,

(a) for sub-section (1) and the proviso thereto, the following shall be substituted, namely:

"(1) With effect from the commencement of the Salary, Allowances and Pension of Members of Parlicment (Amendment) Act, 2006, there shall be paid a pension of eight thousan rupees per mensem to every person who has served for any period as a member of the Provisional Parliament or either House of Parliament:

Provided that where a person has served as a member of the Provisional Parliament or either House of Parliament for a period exceeding five years, there shall be paid to him an additional pension of eight hundered rupees per mensem for every year served in excess of five years."

(b) sub-section (1A) and the Explanation thereunder shall be omitted.

8. Amendment of section 8AA : Section 8AA of the principal Act shall be numbered as sub-seection (1) thereof and after sub-section (1) as so numbered, the following sub-section shall be inserted, namely:

"(2) Every person who is not a sitting member but has served for any period as a member from the Andaman and Nicobar Islands or the Lakshadweep, shall be entitled to travel by the highest class of accomodation in any steamer sailing between the Andaman and Nicobar Islands or, as the case may be, the Lakshadweep and the main land territory of India in addition to the facilities available to such member under sub-section (1), without payment of any charges on the bases of an authorisation issued for this purpose by the Secretariat of either House of Parliament".

9. Insertion on new section 8 AC : After section 8AB of the principal Act, the following section shall be inserted, namely:

Family pension : '8AC. (1) On the death of a member of either House of Parliament during his term of office, his spouse, if any, or dependent of such member shall be paid during the remaining period of life of such spouse or, as the case may be, such dependent so long as such dependent continues to be a dependent within the meaning of clause (aa) of section 2, family pension equivalent to one-half of the pension which such member of Parliament would have received had he retired:

Provided that no such family pension shall be payable to a dependent if such dependent is a sitting member of Parliament or is drawing pension under section 8A.

(2) The family pension payable under sub-section (1) shall also be payable to the spouse or dependent of a person who was a member of either House of Parliament or the Provisional Parliament at any time before the commencement of the Salary, Allowances and pension of Members of Parliament (Amendment) Act, 2006 and died after serving as such member:

Provided that such spouse or dependent is not drawing any pension under this Act or is not entitled to draw family pension under the proviso to sub-section (1):

Provided further that no person shall be entitled to claim arrears of any family pension under this sub-section in respect of a period before the commencement of the Salary, Allowances and Pension of Members of Parliament (Amendmet) Act, 2006.

Explanation : For the purposes of this section, ''Provisional Parliament' 'shall include the body which functioned as the Constituent Assembly of the Dominion of India immediately before the commencement of the Constitution.'

ಕರ್ನಾಟಕ ರಾಜ್ಯಪಾಲರ ಆದೇಶಾನುಸಾರ ಮತ್ತು ಅವರ ಹೆಸರಿನಲ್ಲಿ,
ರಿಚಾರ್ಡ್ ಲೋಬೋ
ಜಂಟಿ ಪ್ರಾರೂಪಕಾರ ಮತ್ತು ಪದನಿಮಿತ್ತ,
ಸರ್ಕಾರದ ಜಂಟಿ ಕಾರ್ಯದರ್ಶಿ,
ಸಂಸದೀಯ ವ್ಯವಹಾರಗಳು ಮತ್ತು ಶಾಸನ ರಚನೆ ಇಲಾಖೆ.

ಪಿ.ಆರ್. 4

ಸಂಸದೀಯ ವ್ಯವಹಾರಗಳು ಮತ್ತು ಶಾಸನ ರಚನೆ ಸಚಿವಾಲಯ

ಅಧಿಸೂಚನೆ

ಸಂಖ್ಯೆ: ಸಂವ್ಯಶಾಇ 15 ಕೇಶಾಪ್ರ 2007 ಬೆಂಗಳೂರು, ದಿನಾಂಕ: 9ನೇ ಫೆಬ್ರವರಿ 2007

2007ನೇ ಸಾಲಿನ ಜನವರಿ 29 ನೇ ದಿನಾಂಕದ ಭಾರತದ ಸರ್ಕಾರದ ಗೆಜೆಟಿನ ವಿಶೇಷ ಸಂಚಿಕೆಯ ಭಾಗ- II ಸೆಕ್ಷನ್ 1ರಲ್ಲಿ ಪ್ರಕಟವಾದ ಈ ಕೆಳಕಂಡ The National Institute of Pharmaceutical Education and Research (Amendment) Ordinance, 2007 (Ordinance No. 2 of 2007) ಅನ್ನು ಸಾರ್ವಜನಿಕರ ಮಾಹಿತಿಗಾಗಿ ಕರ್ನಾಟಕ ರಾಜ್ಯ ಪತ್ರದಲ್ಲಿ ಮರು ಪ್ರಕಟಿಸಲಾಗಿದೆ

MINISTRY OF LAW AND JUSTICE

(Legislative Department)

New Delhi, the 29th January, 2007/9 Magha, 1928 (Saka)

THE NATIONAL INSTITUTE OF PHARMACEUTICAL EDUCTION AND RESEARCH (AMENDMENT) ORDINANCE, 2007

No, 2 OF 2007

Promulgated by the President in the Fifty-eighth Year of the Republic of India.

An Ordinance further to amend the National Institute of Pharmaceutical Education and Reaserch Act, 1998.

WHEREAS Parliament is not is session and the President is satified that circumstances exist which render it necessary for him to take immediate action;

NOW, THEREFORE, in exercise of the powers conferred by clause (1) of article 123 of the Constitution, the President is pleased to promulgate the following Ordinance:

1. Short title, and commencement: (1) This Ordinance may be called the National Institute of Pharmaceutical Education and Research (Amendment) Ordinance, 2007.

(2) It shall come into force at once.

2. Amendment of section 3 : In the National institute of Pharmaceutical Education and Research Act, 1998 (13 of 1998) (hereinafter referred to as the principal Act), in section 3, for clause (g), the following clause shall be substituted, namely:

(g) "Institute" means a National Institute of Pharmaceutical Education and Research established under sub-section (1) or sub-section (2A) of section 4;"

3. Amendment of section 4 : In the principal Act,, in section 4,

(i) after sub-section (2) ,the following sub-section shall be inserted, namely:

"(2A) The Central Government may, by notification in the Official Gazette, establish similar Institutes in different parts of the country."

(ii) in sub-section (3),

(A) for clause (d), the following clause shall be substituted, namely:

"(d) the Secretary, Technical Education, Government of the State within which the Institute is situated, ex officio",

(B) after cluase (j), the following clause shall be inserted, namely:

"(ja) a representative of the Pharmacy Council of India".

4. Insertion of new section 4A : In the principal Act, after section 4, the following section shall be inserted, namely:

Centres of Institute : "4A. An Institute, with the prior approval of the Central Government, may, by notification in the Official Gazette, establish one more centres in different lications within its jurisdiction".

A.P.J. ABDUL KALAM,
President.

K.N. CHATURVEDI,
Secy. to the Govt of India

ಕರ್ನಾಟಕ ರಾಜ್ಯಪಾಲರ ಆದೇಶಾನುಸಾರ ಮತ್ತು ಅವರ ಹೆಸರಿನಲ್ಲಿ,
ರಿಚಾರ್ಡ್ ಲೋಬೋ
ಜಂಟಿ ಪ್ರಾರೂಪಕಾರ ಮತ್ತು ಪದನಿಮಿತ್ತ,
ಸರ್ಕಾರದ ಜಂಟಿ ಕಾರ್ಯದರ್ಶಿ,
ಸಂಸದೀಯ ವ್ಯವಹಾರಗಳು ಮತ್ತು ಶಾಸನ ರಚನೆ ಇಲಾಖೆ.

ಪಿ.ಆರ್. 18

ಸಂಸದೀಯ ವ್ಯವಹಾರಗಳು ಮತ್ತು ಶಾಸನ ರಚನೆ ಸಚಿವಾಲಯ

ಅಧಿಸೂಚನೆ

ಸಂಖ್ಯೆ: ಸಂವ್ಯಶಾಇ 16 ಕೇಶಾಪ್ರ 2007 ಬೆಂಗಳೂರು, ದಿನಾಂಕ: 9ನೇ ಫೆಬ್ರವರಿ 2007

2007ನೇ ಸಾಲಿನ ಜನವರಿ 29 ನೇ ದಿನಾಂಕದ ಭಾರತದ ಸರ್ಕಾರದ ಗೆಜೆಟಿನ ವಿಶೇಷ ಸಂಚಿಕೆಯ ಭಾಗ– II ಸೆಕ್ಷನ್ 1ರಲ್ಲಿ ಪ್ರಕಟವಾದ ಈ ಕೆಳಕಂಡ The National Tax Tribunal (Amendment) Ordinance, 2007 (Ordinance No. 3 of 2007) ಅನ್ನು ಸಾರ್ವಜನಿಕರ ಮಾಹಿತಿಗಾಗಿ ಕರ್ನಾಟಕ ರಾಜ್ಯ ಪತ್ರದಲ್ಲಿ ಮರು ಪ್ರಕಟಿಸಲಾಗಿದೆ

MINISTRY OF LAW AND JUSTICE

(Legislative Department)

New Delhi, the 29th January, 2007/9 Magha, 1928 (Saka)

THE NATIONAL TAX TRIBUNAL (AMENDMENT) ORDINANCE, 2007

No, 3 OF 2007

Promulgated by the President in the Fifty-eighth Year of the Republic of India.

An Ordinance amend the National Tax Tribunal Act 2005.

WHEREAS Parliament is not is session and the President is satified that circumstances exist which render it necessary for him to take immediate action;

NOW, THEREFORE, in exercise of the powers conferredby clause (1) of article 123 of the Constitution, the President is pleased to promulgate the following Ordinance:

1. Short title, and commencement: (1) This Ordinance may be called the National Tax Tribunal (Amendment) Ordinance, 2007.

(2) It shall come into force at once.

2. Amendment of section 5 : In section 5 of the National Tax Tribunal Act, 2005 (hereinafter referred to as the 49 of 2005 principal Act), in sub-section (5):

(i) 'the words "in consultation with the Chairperson" shall be omitted;

(ii) the following proviso shall be inserted, namely:

"Provided that no Member shall be transferred without the concurrence of the Chairperson".

3. Amendment of section 6 : In section 6 of the principal Act, in sub-section (2), in clause (b), for the words "seven years", the words "five years" shall be substituted.

4. Amendment of section 13 : In section 13 of the principa; Act, in sub-section (1), the words "or any person duly authorised by him or it" shall be omitted.

A.P.J. ABDUL KALAM,
President.

K.N. CHATURVEDI,
Secy. to the Govt of India

ಕರ್ನಾಟಕ ರಾಜ್ಯಪಾಲರ ಆದೇಶಾನುಸಾರ ಮತ್ತು ಅವರ ಹೆಸರಿನಲ್ಲಿ,
ರಿಚಾರ್ಡ್ ಲೋಬೋ
ಜಂಟಿ ಪ್ರಾರೂಪಕಾರ ಮತ್ತು ಪದನಿಮಿತ್ತ,
ಸರ್ಕಾರದ ಜಂಟಿ ಕಾರ್ಯದರ್ಶಿ,
ಸಂಸದೀಯ ವ್ಯವಹಾರಗಳು ಮತ್ತು ಶಾಸನ ರಚನೆ ಇಲಾಖೆ.

ಪಿ.ಆರ್. 19

ಸಂಸದೀಯ ವ್ಯವಹಾರಗಳು ಮತ್ತು ಶಾಸನ ರಚನೆ ಸಚಿವಾಲಯ

ಅಧಿಸೂಚನೆ

ಸಂಖ್ಯೆ: ಸಂವ್ಯಶಾಇ 19 ಕೇಶಾಪ್ರ 2007 ಬೆಂಗಳೂರು, ದಿನಾಂಕ: 26ನೇ ಫೆಬ್ರವರಿ 2007

2007ನೇ ಸಾಲಿನ ಜನವರಿ 2 ನೇ ದಿನಾಂಕದ ಭಾರತದ ಸರ್ಕಾರದ ಗೆಜೆಟಿನ ವಿಶೇಷ ಸಂಚಿಕೆಯ ಭಾಗ– II ಸೆಕ್ಷನ್ 1ರಲ್ಲಿ ಪ್ರಕಟವಾದ ಈ ಕೆಳಕಂಡ The Sports Broadcasting Signals (Mandatory Sharing with Prasar Bharathi) Ordinance, 2007 (Ordinance No. 4 of 2007) ಅನ್ನು ಸಾರ್ವಜನಿಕರ ಮಾಹಿತಿಗಾಗಿ ಕರ್ನಾಟಕ ರಾಜ್ಯ ಪತ್ರದಲ್ಲಿ ಮರು ಪ್ರಕಟಿಸಲಾಗಿದೆ

MINISTRY OF LAW AND JUSTICE

(Legislative Department)

New Delhi, the 2nd February, 2007/13 Magha, 1928 (Saka)

THE SPORTS BROADCASTING SIGNALS (MANDATORY SHARING WITH PRASAR BHARATI) ORDINANCE, 2007

No. 4 OF 2007

Promulgated by the President in the Fisty-eighth Year of the Republic of India

An Ordinance to provide access to the largest number of listeners and viewers, on a free to air basis, of sporting events of national importance through madatory sharing of sports beoadcasting signals with Prasar Bharati and for matters connected therewith or incidental thereto.

WHEREAS Parliament is not in session and the President is satified that circumstances exist which render it necessary for him to take immediate action;

Now, THEREFORE, in exercise of the powers conferred by cluase (1) of article 123 of the Constitution, the President is plesident is pleased to promulgate the following Ordinance:

CHAPTER I
PRELIMINARY

1. Short title, extent and commencement: (1) This Ordinance may be called the Sports Broadcasting Signals (Mandatory Sharing with Prasar Bharati) Ordinance, 2007.

(2) It extends to the whole of India

(3) Save as otherwise provided, it shall be deemed to have come tnto force on the 11th day of November, 2005.

2. Definitions : (1) In this Ordinance, unless the context otherwise requires,

(a) "broadcaster" means any person who provides a content broadcasting service and includes a broadcasting network service provider when he manages and operates his own television or radio channel service;

(b) "broadcasting" means assembling and programming any form of communication content, like signs, signals, writing, pictures, images and sounds, and either placing if the electronic form on electro-Magnetic waves on specified frequencies and transmitting it through space or cables to make it continuosly available on the carrier waves, or continuously streaming it in digital data form on the computer networks, so as to be accessible to single or multiple users through receiving devices either directly or indirectly; and all its grammatical variations and cognate expression;

(c)"broadcasting service" means assembling, programming and placing communication content in electronic form on the electro-magnetic waves on specified frequencies and transmitting it continuously through broadcasting network or networks so as to enable all or any of the multiple users to access it by connecting their receiver devices to their respective broadcasting networks and includes the content broadcasting services and the broadcasting network services;

(d) "broadcasting network service" means a service, which provides a network of infrastucture of cables or transmitting devices for carrying broadcasting content in electronic form on specified frequencies by means of guided or unguided electro-magnetic waves to multiple uses, and includes the management and operation of any of the following:

(i) Teleport /Hub/Earth Station,
(ii) Direct-to-Home (DTH) Broadcasting Network,
(iii) Multi-system Cable Television Network,
(iv) Local Cable Television Network,
(v) Satellite Radio Broadcasting Network,
(vi) any other network service as may be prescribed by the Central Government;

(e) "cable television channel service" means the assembly, programming and transmission by cables of any broadcasting television content on a given set of frequencies to mutiple subscribers;

(f) "cable television network" means any system consisting of closed transmission paths and associated signal generation, control and distribution equipment, designed to receive and re-transmit television channels or programmes for reception by multiple subscribers;

(g) "community radio service" means terrestrial radio broadcasting intended and restricted only to a specific community and specified territory;

(h) "content" means any sound, text., data, picture (still or moving), other audio-visual representation, signal or intelligence of any nature or any combination therof which is capable of being created, processed, stored, retrieved or communicated electronically;

(i) "content broadcasting service" means the assembling, programming and placing content in electronic form and transmitting or retransmitting the same on electromagnetic waves on specified frequencies, on a broadcasting network so as to make it available for access by multiple users by connecting their receiving devices to the network, and includes the management and operation of any of the following:

(i) terrestrial television service,
(ii) terrestrial radio, service,
(iii) satellite television service,
(iv) satellite radio servicee,
(v) cable television channel service,
(vi) community radio service,

(vii) any other content broadcasting services as may be prescribed by the Central Government;

(j) "Direct-to-Home (DTH) broadcasting service" means a service for multi channel distribution of programmes direct to a subscriber's premises without passing through an intermediary such as a cable operator by uplinking to a satellite system;

(k) "Guidelines" means the Guidelines issued under section 5;

(l) "multi-system cable television network" means a system for multi-channel downlinking and ditribution of television programmes by a land-based transmission system using wired cable or woreless cable or a combination of both for simulataneous reception either by multiple subscribers directly or through one or more local cable operators;

(m) "Prasar Bharati" means the Corporation known as the Prasar Bharati (Broadcasting Corporation of India) established under sub-section (1) of section 3 of the Prasar Bharati (Broadcasting Corporation of India) Act, 1990;

(n) "prescribed" means prescribed by rules made under this Ordinacne;

(o) "satellite television service" means a television broadcasting service provided by usingg a satellite, and received with or without the help of a local delivery system but does not include Direct-to-Home delivery service;

(p) "satellite radio service" means a radio brodcasting service provided by using a satellite and directly receivable through receiver sets by multiple subscribers in India;

(q) "service provider" means provider of a broadcasting service;

(r) "specified" means specified under the Guidelines issued under section 5;

(s) "sporting events of national importance" means such national or international sporting events, held in India or abroad, as may be notified by the Central Government in the Official Gazette to be of national importance;

(t) "terrestrial televison service" means a television broadcasting service provided oveer the air by using a land-based transmitter and directly received through receiver sets by the public;

(u) "terrestrial radio service" means a radio broadcasting service provide over the air by using a land-based transmitte and directly received through receiver sets by the public.

(2) Words and expressions used and not defined in this Ordinance and defined in the Cable Television Networks (Regulation) Act 1995, (7of 1995), the Telecom Regulatory Authority of India Act, 1997, (24 of 1997), the Indian Telegraph Act, 1885, (13 of 1885) the Indian Wireless Telegraphy Act, 1933 (17 of 1933) shall have the meanings respectively assigend to them in those Acts.

CHAPTER II

MANDATORY SHARING OF SPORTS BROADCASTING SIGNALS WITH PRASAR BHARATI

3. Mandatory sharing of certain sports broadcasting signals : (1) No content rights owner or holder and no television or radio broadcasting service provider shall carry a live television broadcast on any cable or Direct-to-Home network or radio commentary broadcast in India of sporting events of national importance, unless it simultaneously shares the live broadcasting signal, without its advertisements, with the Prasar Bharati to enable them to re-transmit the same on its terrestrial networks and Direct-to-Home networks in such manner and on such terms and conditions as may be specified.

(2) The terms and conditions under sub-section (1) shall also provide that the advertisement revenue sharing between the content rights owner or holder and the Prasar Bharati shall be in the ratio of not less than 75:25 in case of television coverage and 50:50 in case of radio coverage.

(3) The Central Government may specify a percentage of the revenue received by the Prasar Bharati under sub-section (2), which shall be utilised by the Prasar Bharati for broadcasting other sporting events.

4. Penalties : The Central Government may specify penalties to be imposed, including suspension or revocation of licence, permission or registration, for violation of various terms and conditions as may be specified under section 3, subject to the condition that amount of a pecunciary penalty shall not exceed one crore rupees:

Provided that no penalty shall be imposed without giving a resonable opportunity to the service provider :

Provided further that no act or omission on tha part of any person after the 11th November, 2005 and before the date of promulgation of the Sports Broadcasting Signals (Mandatory Sharing with Prasar Bharati) Ordinance, 2007 shall be subjected to penalties.

CHAPTER III

POWERRS OF THE CENTRAL GOVERNMENT TO ISSUE GUIDELINES

5. Power of the Central Government to issue Guidelines : The Central Government shall take all such measures, as it deems fit or expedient, by way of issuing Guidelines for mandatory sharing of broadcasting signals with Prasar Bharati relating to sporting events of national importance:

Provided that the Guidelines issued before the promulgation of the Sports Broadcasting Signals (Mandatory Sharing with Prasar Bharati) Ordinance, 2007 shall be deemed to have been issued validly under the provisions of this section.

CHAPTER IV

MISCELLANEOUS

6. Validation : (1) The provisions of the Guidelines issued by the Central Government for Dowmlinking of Television Channels on the 11th November, 2005 and for Uplinking from India on the 2nd December, 2005 for mandatory sharing of the sports broadcasting signals shall be deemed to be valid as if they have been issued under this Ordinance.

(2) Notwithstanding anything contained in any judgement, decree or order of any court, tribunal or other authority, any action taken by the Central Government or the Prasar Bharati in pursuance of the guidelines referred to in sub-section (1) shall be deemed to be and have always been for all purposes in accordance with the law, as if the Guidelines had been validly in force all meterial times and notwithstanding anything as aforesaid and without prejudice to the generality of the foregoing provisions, no legal proceeding shall be maintained or continued in any court for the enforcement of any direction given by any court or any decree or order which would not have been so given had the Guidelines been validly in force at all material times.

7. Power of the Central Govrnment to make rules : The Central Government may, by notification in the Official Gazette, make rules for carrying out the provisions of this Ordinance.

8. Rules and Guidelines to be laid before Parliament : Every rule and Guidelines made and issued, as the case may be, under this Ordinance shall be laid, as soon as may be after it is made or issued, before each House of Parliament, while it is in session for a total period of thirty days which may be comprised in one session or in two or more successive sessions, and if, before the exipiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the rule or Guidelines, or both Houses agree that the rule or Guidelines should not be made, the rule or Guidelines shall thereafter have effect only is such modified form or be no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule or Guidelines.

9. Saving : The relevant provisions under the Guidelines for Downlinkinng of Television Channels issued on the 11th November 2005 and the Guidelines for Uplinking from India issue on the 2nd December, 2005 for mandatory sharing of sports broadcasting signals with Prasar Bharati, shall continue to remain in force till fresh Guidelines are issued under this Ordinance.

A.P.J. ABDUL KALAM,
President.

K.N. CHATURVEDI,
Secy. to the Govt of India

ಕರ್ನಾಟಕ ರಾಜ್ಯಪಾಲರ ಆದೇಶಾನುಸಾರ ಮತ್ತು ಅವರ ಹೆಸರಿನಲ್ಲಿ,
ರಿಚಾರ್ಡ್ ಲೋಬೋ
ಜಂಟಿ ಪ್ರಾರೂಪಕಾರ ಮತ್ತು ಪದನಿಮಿತ್ತ,
ಸರ್ಕಾರದ ಜಂಟಿ ಕಾರ್ಯದರ್ಶಿ,
ಸಂಸದೀಯ ವ್ಯವಹಾರಗಳು ಮತ್ತು ಶಾಸನ ರಚನೆ ಇಲಾಖೆ.

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